

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NEW YORK**

**CIVIL CONFERENCE
MINUTE ORDER**

BEFORE: A. KATHLEEN TOMLINSON
U.S. MAGISTRATE JUDGE

DATE: June 1, 2009
TIME: 10:00 a.m.

Chord Associates v. Protech 2003-D, CV 07-5138 (JFB) (AKT)

TYPE OF CONFERENCE: Telephone

APPEARANCES: Plaintiff Andrew Donner
Defendant Catherine McGrath

THE FOLLOWING RULINGS WERE MADE:

The parties called today prior to the start time of a non-party deposition. A dispute had arisen between the parties with respect to the location of the deposition. After reviewing the relevant case law with the parties, and advising them that a non-party is entitled to be deposed in the jurisdiction in which the non-party resides, in my discretion, I ordered that the deposition of the two non-party witnesses shall take place in Nassau County. Counsel for Defendant shall designate a location for the depositions to take place.

SO ORDERED

/s/ A. Kathleen Tomlinson
A. KATHLEEN TOMLINSON
U.S. Magistrate Judge